PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
and to a collection of information unless it displays a valid OMB control survivo ne Paperwork Reduction Act of 1995, no persons are required to res

4

## **TRANSMITTAL FORM**

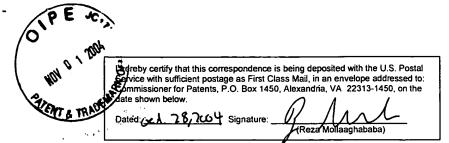
(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

pond to a collection of information	Tuniess it displays a valid OMB control numbe
Application Number	10/693,682-Conf. #8658
Filing Date	October 23, 2003
First Named Inventor	Gregory B. Altshuler
Art Unit	N/A
Examiner Name	Not Yet Assigned
Attorney Docket Number	105090-0140

ENCLOSURES (Check all that apply)					
Fee Transr	mittal Form	Drawing(s)	After Allowance Communication to TC		
Fee Attached		Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences		
Amendmer	nt/Reply	Petition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)		
After	Final	Petition to Convert to a Provisional Application	Proprietary Information		
Affida	avits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address	Status Letter		
Extension	of Time Request	Terminal Disclaimer	X Other Enclosure(s) (please Identify below):		
Express At	pandonment Request	Request for Refund	Return Receipt Postcard Copy of International Search		
X Information Disclosure Statement		CD, Number of CD(s)	Report		
Certified Copy of Priority Document(s)		Landscape Table on CD			
Reply to Missing Parts/ Incomplete Application		Remarks			
	y to Missing Parts under FR 1.52 or 1.53				
			•		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
NUTTER MCCLENNEN & FISH LLP					
Signature A MMM					
Printed name	nted name Reza Mollaaghababa				
Date	Cct. 28	7104 Reg. No.	43,810		

Transmittal
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.
Dated: oct 28, acut Signature: (Reza Mollaaghababa)



Docket No.: 105090-0140

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Gregory B. Altshuler et al.

Application No.: 10/693,682 Confirmation No.: 8658

Filed: October 23, 2003 Art Unit: N/A

For: PHOTOTREATMENT DEVICE FOR USE

WITH COOLANTS AND TOPICAL

SUBSTANCES

Examiner: Not Yet Assigned

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 1.97, Applicant(s) hereby make of record the following additional documents. A PTO Form SB/08 and a full copy of each of the documents required under 37 CFR 1.98(a)(2) accompany this statement.

Applicant(s) have become aware of the following documents, cited in an International Search Report issued September 30, 2004, during the prosecution of international application no. PCT/US03/33993, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(c) and (e)(1) or (b)(3), hereby submit(s) these documents for the Examiner's consideration. These documents are cited on the enclosed PTO Form SB/08, and a copy of the International Search Report is enclosed as well.

This statement is not to be interpreted as a representation that the cited documents are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant(s) understand(s) the Examiner will make an independent evaluation of the cited documents.

Application No.: 10/693,682 Docket No.: 105090-0140

The undersigned hereby certifies that each item contained in this Supplemental Information Disclosure Statement was cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Furthermore, in accordance with 37 CFR 1.704(d), Applicant(s) note(s) that to our knowledge this communication was not received by any individual designated in 1.56(c) more than thirty days prior to the filing of this statement.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 105090-0140. A duplicate copy of this paper is enclosed.

Dated: 62. 28,2004

Respectfully submitted,

Reza/Mollaaghababa

Registration No.: 43,810

NUTTER MCCLENNEN & FISH LLP

World Trade Center West 155 Seaport Boulevard

Boston, Massachusetts 02210-2604

(617) 439-2000

(617) 310-9000 (Fax)

Attorney for Applicant

PTO/SB/08a/b (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO

1

Sheet

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

1

Complete if Known				
Application Number 10/693,682-Conf. #8658				
Filing Date	October 23, 2003			
First Named Inventor	Gregory B. Altshuler			
Art Unit	N/A			
Examiner Name	Not Yet Assigned			
Attorney Docket Number	105090-0140			

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2</sup> ( if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-5,501,680	03-26-1996	Kurtz et al.	
	AB	US-5,502,582	03-26-1996	Larson et al.	
	AC	US-5,531,740	07-02-1996	Black	
	AD	US-6,436,094	08-20-2002	Reuter	

	FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code³-Number⁴-Kind Code⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	ВА	EP 0 885 629	12-23-1998	Danish Dermatologic Development A/S		
	BB	EP 1 226 787	07-31-2002	Laserwave S.r.l.		П
	вс	WO 01/26573	04-19-2001	Coherent, Inc.		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
			ĺ

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date	
Signature	Considered	
		•

<sup>&#</sup>x27;Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.